

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	Case No. CR06-0220-JLR-JPD
)	
v.)	
)	DETENTION ORDER
ANDRES VIZCARRA-MORENO,)	
)	
Defendant.)	
_____)	

Offenses charged:

Count 1: Conspiracy to Distribute Methamphetamine in violation of 21 U.S.C. §§ 841(a)(1) and 846.

Counts 2 and 4: Distribution of Methamphetamine in violation of 21 U.S.C. §§ 841(a)(1), 841(b)(1)(A), 846, and 18 U.S.C. § 2.

Count 3: Conspiracy to Import Methamphetamine in violation of 21 U.S.C. §§ 952(a), 960(b)(1)(H), and 963.

Date of Detention Hearing: November 6, 2006.

The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and based upon the factual findings and statement of reasons for detention hereafter set forth, finds the following:

FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

(1) Pursuant to 18 U.S.C. § 3142(e), there is a rebuttable presumption that defendant is a flight risk and a danger to the community based on the nature of the pending

01 charges. It is appropriate to apply the presumption in this case.

02 (2) Defendant is a native and citizen of Mexico.

03 (3) Defendant has family ties in Mexico.

04 (4) Defendant has no known ties to the Western District of Washington or to this
05 community.

06 (5) There appear to be no conditions or combination of conditions other than
07 detention that will reasonably address the risk of flight.

08 IT IS THEREFORE ORDERED:


09 (1) Defendant shall be detained pending trial and committed to the custody of the
10 Attorney General for confinement in a correction facility separate, to the
11 extent practicable, from persons awaiting or serving sentences or being held in
12 custody pending appeal;

13 (2) Defendant shall be afforded reasonable opportunity for private consultation
14 with counsel;

15 (3) On order of a court of the United States or on request of an attorney for the
16 government, the person in charge of the corrections facility in which
17 defendant is confined shall deliver the defendant to a United States Marshal
18 for the purpose of an appearance in connection with a court proceeding; and

19 (4) The Clerk shall direct copies of this Order to counsel for the United States, to
20 counsel for the defendant, to the United States Marshal, and to the United
21 States Pretrial Services Officer.

22 DATED this 6th day of November, 2006.

23 
24 JAMES P. DONOHUE
25 United States Magistrate Judge
26